



CITY OF HOUSTON - CITY COUNCIL

Meeting Date: 10/10/2023

ALL

Item Creation Date: 9/19/2023

E33002 - Conductive Energy Devices (AXON Enterprise, Inc.) - ORDINANCE

Agenda Item#: 21.

Summary:

ORDINANCE appropriating the sum of \$4,500,000.00 out of the Equipment Acquisition Consolidated Fund; approving and authorizing a Derivative Agreement between the City of Houston and **AXON ENTERPRISE, INC.** for the purchase of conductive energy devices, accessories, supplies, warranties, training, and repair services through the Omnia Partners Cooperative purchasing for the Houston Police Department; providing a maximum contract amount

Background:

E33002 - Approve an ordinance authorizing the appropriation of \$4,500,000.00 out of the Equipment Acquisition Consolidated Fund (Fund 1800) and approved a derivative agreement with AXON Enterprise, Inc. in an amount not to exceed \$12,600,000.00 for the purchase of Conductive Energy Devices (CED's) and related accessories, supplies, warranties, training, and repair services through the Omnia Partners cooperative purchasing for the Houston Police Department (HPD).

Specific Explanation:

The Chief of the Houston Police Department and the Chief Procurement Officer recommend that City Council approve the appropriation of \$4,500,000.00 out of the Equipment Acquisition Consolidated Fund and approved a derivative agreement with **AXON Enterprise, Inc.** in an amount not to exceed **\$12,600,000.00** through 12/20/27 with three (3) one-year options through 12/20/2030, for the purchase of Conductive Energy Devices (CED's) and related accessories, supplies, warranties, training, and repair services through the Omnia Partners cooperative purchasing contract 3544-21-4615 for the Houston Police Department (HPD). This purchase will be funded through the Capital Improvement Plan (CIP) for fiscal year 2024 through fiscal year 2030, and HPD will return to Council each year as these funds become available.

There is greater spend targeted in year-one of the contract to allow HPD the ability to replace expired units. This contract covers both the purchase and a 5-year replacement warranty for each unit.

The Houston Police Department currently purchases CED's and their accessories from Axon Enterprise, Inc. CED's are vital, non-lethal devices available to police officers as they provide protection for both citizens and themselves. Axon Enterprises, Inc is the inventor and provider of taser devices for law enforcement agencies throughout the world. HPD has been using Axon Enterprises, Inc devices since 2005.

This recommendation is made pursuant to subsection 271.102(c) of the Texas Local Government Code, which provides that "a local government that purchases goods or services from a cooperative purchasing program or organization satisfies any state law requiring the local government to seek competitive bids for the purchase of the goods or services."

M/WBE Participation:

M/WBE Zero Percentage (0%) Goal Document approved by the Office of Business Opportunity.

Hire Houston First:

This procurement is exempt from the City's Hire Houston First Ordinance. Bids/proposals were not solicited because the department is utilizing an Interlocal or Cooperative Purchasing agreement for this purchase.

Fiscal Note:

No significant Fiscal Operating impact is anticipated as result of this project.

DocuSigned by:

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Jedediah Greenfield, Chief Procurement Officer
Finance/Strategic Procurement Division

Department Approval Authority

10/4/2023

Estimated Spending Authority

Department	FY2024	Out Years	Total
Houston Police Department	\$4,500,000.00	\$8,100,000.00	\$12,600,000.00

Amount and Source of Funding:

\$4,500,000.00
Equipment Acquisition Consolidated Fund
Fund 1800

Contact Information:

Jedediah Greenfield, SPD
Phone: 832-393-9126

ATTACHMENTS:

Description	Type
Justification Form	Backup Material
Signed Approval	Backup Material
Certification of Funds	Financial Information
RCA Funding Information	Backup Material
MWBE Form	Backup Material
Tax Form	Backup Material
Taser Delivery Schedule	Backup Material
Ownership Affidavit	Backup Material
Derivative Agreement	Backup Material
HPD CIP	Backup Material
CIP Form A1	Backup Material
CIP Form A2	Backup Material
FMBB 400009837	Backup Material
Signed Coversheet	Signed Cover sheet
HPD Taser- Ordinance	Ordinance/Resolution/Motion